

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
GREENSBORO DIVISION**

HOWARD L. KASTEL, Trustee of the)
Howard L. Kastel Trust Dated)
November 13, 1985, and JOAN H.)
KASTEL,)

Plaintiffs,)

- v -)

NUVEEN INVESTMENTS INC.,)
NUVEEN INVESTMENTS LLC,)
ROBERT BREMNER, MESIROW)
FINANCIAL INC., LAWRENCE M.)
COHEN, DEUTSCHE BANK AG,)
DEUTSCHE BANK TRUST)
COMPANY AMERICAS,)
DUETSCH BANK SECURITIES)
INC., MERRILL LYNCH & CO.)
INC., MERRILL LYNCH PIERCE,)
FENNER & SMITH, and CITIGROUP)
GLOBAL MARKETS,)

Defendants.)

Civil Action No. 1:09cv646

NOTICE OF DISMISSAL

Hon. N. Carlton Tilley, Jr.,
Senior Judge

Hon. Wallace W. Dixon
United States Magistrate Judge

To: Defendants Deutsche Bank AG,
Deutsche Bank Trust Company
Americas, and
Deutsche Bank Securities Inc.
c/o Alan Ruley (Bar No. 16407)
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Defendants Merrill Lynch & Co. Inc.,
Merrill Lynch, Pierce, Fenner & Smith
Incorporated, and Citigroup Global
Markets
c/o Dana C. Lumsden (Bar No. 32497)
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BRADLEY ARANT BOULT CUMMINGS LLP
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Please take notice that, pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, this lawsuit is dismissed to the following extent:

1. All complaints, causes of action, claims, counterclaims or cross-claims asserted by Plaintiffs Howard L. Kastel, Trustee of the Howard L. Kastel Trust Dated November 13, 1985, and Joan H. Kastel (collectively, "Kastel") against Defendants Deutsche Bank AG, Deutsche Bank Trust Company Americas, and Deutsche Bank Securities Inc. in this lawsuit are dismissed without prejudice.

2. All complaints, causes of action, claims, counterclaims or cross-claims asserted by Kastel against Defendant Citigroup Global Markets in this lawsuit are dismissed without prejudice.

3. All complaints, causes of action, claims, counterclaims or cross-claims asserted by Kastel against Defendants Merrill Lynch & Co. Inc. and Merrill Lynch, Pierce, Fenner & Smith Incorporated in this lawsuit are dismissed without prejudice.

Dated: October 15, 2010

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*Counsel for Plaintiffs Howard L.
Kastel, Trustee of the Howard L. Kastel
Trust Dated November 13, 1985, and
Joan H. Kastel*